

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

**SANDRA RAY COFFMAN,
RESPONDENT**

vs.

**ELVIN CALE COFFMAN,
APPELLANT**

DOCKET NUMBER WD70028

DATE: DECEMBER 29, 2009

Appeal from:

Bates County Circuit Court
The Honorable John O'Bannon, Judge

Appellate Judges:

Division Two: Joseph M. Ellis, P.J., Victor C. Howard and James E. Welsh, JJ.

Attorneys:

David Slaby, for Respondent

Corey M. Swischer, for Appellant

**MISSOURI APPELLATE COURT OPINION SUMMARY
MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

SANDRA RAY COFFMAN, RESPONDENT

v.

ALVIN CALE COFFMAN, APPELLANT

WD70028

Bates County, Missouri

Before Division Two Judges: Joseph M. Ellis, P.J., Victor C. Howard and James E. Welsh, JJ.

Elvin Coffman (Husband) appeals the judgment of the trial court awarding maintenance to Sandra Coffman (Wife). He claims that the maintenance award was against the weight of the evidence and that the trial court erred in failing to make findings of fact and conclusions of law requested by him under Rule 73.01(c). The judgment is affirmed.

AFFIRMED.

Division Two holds:

(1) Where the evidence demonstrated that Wife lacks sufficient property to provide for her reasonable needs and is unable to support herself through appropriate employment and that Husband has the ability to pay the maintenance award, the trial court did not abuse its discretion in awarding maintenance.

(2) Where Husband did not raise in his motion to amend the judgment the issue of the trial court's failure to make specific findings as requested under Rule 73.01(c), the issue was not preserved for review.

Opinion by: Victor C. Howard, Judge

Date: December 29, 2009

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